

Things Pilot Tells of Primary Day in Fifth Ward; Prisoners and Spectators "Frisked" in Court for Guns; Vare Arrest Denied

McNICHOL'S SON WARNED MAYOR OF THUGGERY IN FIFTH WARD

Special From Page One
James L. Brown in the criminal court of the Municipal Court...

Mayor Smith and his attorney—James L. Brown in the criminal court of the Municipal Court...

JUDGE ORDERS SEARCH

Hearing of testimony was delayed ten minutes by the failure of John Wirtzschatter, the fifth policeman accused, to appear...

After the defendants were lined up, Judge Brown said that one of the prisoners had left the room temporarily yesterday in the presence of a court officer...

"The man asked me if I had a gun," explained Feidman. "I told him, 'Yes, I am loaded.' It was just for a joke." He said he did not know the person.

PRISONERS AGAIN "FRISKED"

A second attempt to discover whether or not any of the defendants were armed was made shortly before noon, following an insistent rumor that one of the policemen assigned had two loaded pistols in his pocket...

It became known today that Senator Vare has furnished \$5000 bail for each of the accused policemen yesterday when their bonding company withdrew its responsibility upon producing the men in court...

Clark, the first witness called today, is an investigator for Samuel G. Maloney, of the Val O'Farrell Detective Agency...

THUGS FLED TO DEUTSCH CLUB

Gunmen and members of the "Frog Hollow Musketeers" fled for shelter in the rooms of the Deutsch club immediately after Acting Detective Epley was shot to death, testified Clark.

SULLIVAN GOT BLACKJACKS

Clark produced another connecting link in the chain of evidence when he testified that "Mike Sullivan," the Val O'Farrell detective who hired the gunmen, admitted that he had armed the thugs with blackjacks...

CLARK DECLARED HE HAD NOT KNOWN

Clark declared that he had not known of the murder of Epley until some time after it was committed. He said that he spent that night at the house of his sister in Sharon Hill, and that the next day he went to New York.

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condition, and that any shock might prove fatal," testified young McNichol. "The Mayor said the news depressed him very much, and suggested that he call off the fight in the Fifth Ward, because if anything should happen to Carey on election day it would be a great shock to my father."

"I told me that he would send Captain Callahan into the Third District on Tuesday, the day before election, and put him in charge. He promised this, and said that he would come up early on Tuesday and see Director Wilson at noon. He also promised to order Director Wilson to send the policemen who had been sent into the ward, back to the Seventh District."

Young McNichol said that he had telephoned the Mayor at 9 o'clock on Tuesday night, and the Mayor had told him that he had ordered Superintendent Robinson at 4 o'clock that night to transfer the men back into their district.

"It'll be up the first thing on election day and take personal charge in the Fifth Ward," McNichol said the Mayor told him. McNichol then narrated how he had rushed into the Mayor's office at 11 o'clock on election day morning and told him that Carey had been blackjacked.

"The Mayor said it was a terrible thing. I told him there was civil war and that some one must start it."

Director Wilson, he continued, said at the conference that he had ordered the transfer of the policemen. McNichol said that he had told the Mayor that only one man had been shot.

"I asked the Mayor about Captain Callahan," said McNichol. "He said that he could not send Captain Callahan into the Third District because Judge Gordon had suggested it. He said that he had sent all the mounted police into the Fifth Ward, and Director Wilson said that he was preparing to send more police."

"I told the Mayor that such a move might be good politics for him. It would intimidate the voters more."

Director Wilson asked what he could do to improve conditions.

"I said that only the immediate removal of Lieutenant Bennett would be sufficient," Director Wilson said he would not remove Bennett for any one in Philadelphia. The Mayor added that Bennett was under fire and he would stick by him."

Young McNichol said that Director Wilson, the Mayor's secretary, Joseph C. Smith, and himself were present. After consultation with Mayor Smith, former Judge Bettercross examined young McNichol, and why Mayor Smith had promised to send Callahan to the ward instead of Captain Kenney, commander of the police division in which the ward resided. He explained that while Callahan was more satisfactory to his father, when young McNichol said that he was at the Finletter Club shortly after the raid, it was a brown color of complexion that he is not a resident of the ward.

CORROBORATING MALONEY

Several witnesses were presented by the Commonwealth before court adjourned for lunch to corroborate yesterday's testimony by Samuel G. Maloney to the effect that Select Councilman Finley called for the gunmen.

10:22—William P. Duff, a clerk at the Ritz Carlton Hotel, identified a page from the hotel register upon which Finley signed for himself and Mrs. Finley for September 17-20, including the night of the murder. Finley was registered for room 194 he could have been in 404, where Maloney said he found the alleged gunmen's paymaster, through the fact that there were several keys to the various rooms. Room 404, he said, usually was occupied by Mr. and Mrs. L. P. Jones, who were away.

"During Duff's testimony, Select Councilman Finley became sick at the stomach and was forced to leave the courtroom. Throughout the hearing he was decidedly pale and appeared to be in pain. Margaret O'Rourke, a telephone operator at the hotel, who was obviously shy because of the honor of being the first woman witness in the case, testified that she had called him up in reference to mailing him \$1000 for the "Frog Hollow" case. She also said a call for the Electrical Bureau was made from the "Frog Hollow" case.

William Donley, a special delivery post-office messenger, identified the receipt for the registered letter which Maloney said contained the \$1000 bill, and Maloney's signature. Miss M. Curran, identified her signature and said that Magistrate George Perach was in Maloney's private office when the letter was received for the special delivery messenger. Joseph Coate, testified to delivering to Maloney the special delivery letter which Maloney said Magistrate Perach sent to him.

The possibility of former Judge Gordon asking for a continuance because of Senator McNichol's illness was indicated when the hearing was resumed at 2 o'clock this afternoon after a recess. The prosecution has 150 witnesses to be heard.

Senator McNichol's son, recalled to the stand, told of the Mayor's attitude toward Carey. "I asked the Mayor what he had against Carey," said McNichol. "He said he had nothing against Carey. 'It's that dirty Stern that I don't like,' the Mayor said."

Lieutenant of Detectives Theodore F. Wood, called as a witness, admitted that he had obeyed the orders of his superior, Captain of Detectives Tate, and visited Maloney's office September 25 to confer on what detectives to assign to the Fifth Ward for the election. He said that Detective Harry Clark, a brother of the "man with eyeglasses," was put in command of the detectives at Maloney's request, but that Lieutenant Bennett previously had made the same request.

Newspaper reporters, summoned as witnesses, caused the Mayor to stifle a yawn. The first of these was Frank L. Lisman, of the Evening Bulletin, asserted that he saw Deutch, James Clark, Constable "Eddie" Abrams and others in the Deutsch club the day before election. John J. Fitzgerald, of the Evening Bulletin, asserted that he met James Clark in Lieutenant Bennett's room at the Third and De Lancy streets station, and also saw Ruggiero Falcone ("Jimmy the Finck"), one of the gunmen, in the Fifth Ward the day before the election. The Mayor yawned several times during the newspaper men's testimony.

Henry di Roma (Costello), one of the pair of "Frog Hollow" gunmen under arrest here, was questioned for twenty minutes in District Attorney Rotan's office shortly before court convened. This, with the expected arrival today of the four gunmen under arrest in New York, gave rise to the rumor that the "puppets in the plot" would be called upon to testify today.

It was reported today that a warrant had been sworn out before Magistrate George Perach, who was mentioned by Maloney as mailing the \$1000 bill to him after he had received it in the blank envelope. Asked if he had issued a warrant for Perach, Stevenson referred to District Attorney Rotan for an answer. District Attorney Rotan denied that he knew of a warrant for Perach's arrest.

CITY APPOINTEES NAMED

City appointments include Dr. Fannie C. Haines, 1719 Market avenue, first assistant resident physician, Bureau of Health, \$2200, and Winfield S. Schmidt, 2218 North Mascher street, chairman, Department of City Transit, \$840.



MINUTE MEN JOT HEARING PROGRESS

Chronology of Murder Inquiry as Recorded by Courtroom Clerk

UP-TO-THE-SECOND NEWS

Happenings in Judge Brown's Tribunal Where Mayor and Others Are Arraigned

Following is a chronology of incidents at the second day's hearing of the political murder case: 10:22 o'clock—Followers of Isaac Deutch, the Fifth Ward Vare leader, Lott Henry Di Roma, the "Frog Hollow Musketeer" and gunman who confessed as he is taken from cell to the office of District Attorney Rotan.

10:28—The Rev. Dr. George Chalmers Richmond arrives and suggests by way of starting the day that the "Vare boys" be electrocuted. He declares that had he not been ousted from his pulpit he would make a suggestion next Sunday.

10:30—The hearing starts. Voices in the crowded corridors rush to hear any information which may filter through the courtroom door.

10:35—Lieutenant of Detectives Wood arrives and tells those about him that Sam Maloney had no part in selecting the city sleuths who were to investigate the "Bloody Fifth" Ward.

10:37—Ex-Judge Gordon, District Attorney Rotan and associates arrive with many papers and documents. They try to penetrate the police lines, but are forced back.

10:42—A man with a long memory points out that the courtroom where the murder conspiracy case is being heard is the same in which Jim Gentry, the actor, was tried for killing Madge York, actress. Gentry was sentenced to death and later pardoned.

10:45—James I. Clark, the gunman's guide in the Fifth Ward, takes the stand. Margaret O'Rourke, telephone operator, looking tired and worn. He makes no effort to smile.

10:49—Spectators sitting at the rear of the court are searched to see if they have "guns" or blackjacks. This precaution was taken on account of a rumor yesterday that many of the defendants' friends were prepared for any emergency.

11:15—Babbles of comment reverberate in the corridors as it becomes known from some mysterious source that Senator Vare became bondsman for the five cops involved in the Fifth Ward reign of terror.

11:35—Indignation is stamped on the faces of many spectators when Clark testified that "Jim Deutch, leader of the 'Bloody' Fifth, knew that the Frog Hollow Musketeers were armed."

11:40—Ex-Judge Gordon displays a blackjack which was carried by strong-armed men. Clark identifies it as one of those distributed to the gang.

11:45—The blackjack is dropped on a nearby table where it becomes known from a number of other villainous-looking exhibits.

11:50—Court attendants quietly "frisk" or pat the pockets of those in the rear of the room to see if they have any weapons. This is the second time the precaution has been taken since the hearing started.

11:55—Cross-examination of Clark by Attorney William Connors, law partner of John R. K. Scott, indicates that the defense will contend that Clark, Maloney and others are tools of a master mind.

12:34—Clark leaves the stand. One of the prosecution's staff declares he's a good witness.

12:40—There's a hum of surprise and

ROBINSON DEFENDS PILOT JEFFERSON

Police Superintendent Declares Reinstated Man Merely Swore Before Women

Despite the fact that a naval court found the charges against Granville S. Jefferson, a pilot in the harbor police, of such a serious nature as to warrant his dismissal from the United States naval reserve where he was a junior lieutenant, James Robinson, superintendent of police, declared yesterday that he did not consider them enough to prevent Jefferson's reinstatement as a pilot. He said:

"I do not consider the charges against Jefferson as grave. He was accused of having used profane language in the presence of ladies while stationed at Ope May as an officer of the naval reserve."

Jefferson will take up his duties today as pilot of the policeboat Tebyburn, with a "clean record," since he was acquitted of shooting and killing a man in 1915, according to the superintendent.

Superintendent Robinson denied Jefferson has been absent without leave, and said that Jefferson made an application on April 9, 1917, for an indefinite leave of absence. "This proves that Jefferson was not absent without leave," the superintendent said. "Before he was reinstated as pilot, Jefferson submitted to me and Director Wilson a copy of the testimony taken by the naval court-martial."

MALONEY'S TESTIMONY EMPHATICALLY DENIED BY MEN HE IMPLICATED

Emphatic denials of the truth of the testimony of Samuel G. Maloney, manager of the Philadelphia bureau of the Val O'Farrell Detective Agency, implicating them in the "Bloody Fifth" Ward murder conspiracy, were made today by several of the men named.

Common Councilman Isaac Deutch, one of the accused under trial, denied that he had bargained with Maloney to bring "strong-arm" men to this city for election purposes.

"I never called on Maloney to ask him to bring gunmen here," said Deutch. "Neither did I ever mention Senator Vare's name to him. If I did call on Maloney I must have been under a hypnotic spell. Wood, lieutenant of Detectives Theodore Wood denied that he asked Maloney to select City Hall detectives who were qualified to perform certain duties in the Fifth Ward before and on primary election day.

"I won't deny or affirm that I called on Mr. Maloney at his office," said Wood, "but I do emphatically deny that I asked Maloney to name detectives whom he preferred to do police duty in the Fifth Ward. Everything that I did in the Fifth Ward and my visit to Mr. Maloney were on orders of my superior, who is Captain Tate."

Lieutenant Wood is a witness for the Commonwealth.

Captain of Detectives Tate refused to make any comment upon today's testimony of Lieutenant of Detectives Wood to the effect that he ordered Wood to confer with Maloney on an assignment of detectives to the Fifth Ward.

"I will save all my talk for tomorrow," he said.

12:45—Frank L. Lisman, an EVENING LEADER reporter, takes the stand and identifies James I. Clark, the man who brought the gunmen to Philadelphia, as one of the men he saw in Isaac Deutch's Fifth Ward political club.

12:46—Clark had lots of leeway at the Third and De Lancy streets police station, according to John J. Fitzgerald, an Evening Bulletin reporter, who is now on the stand. "Joe Deutch looks worried as Fitzgerald declares he saw 'Jimmy the Gash,' one of the gunmen, in the Fifth Ward on the night before the primary election.

12:51—District Attorney Rotan leaves the courtroom and enters his office, with Chief Postal Inspector Cortesou and Postal Inspector Wynne.

12:50—Ever taken out of the corridors, denies that he ever took orders from the Vares.

12:55—Amazement spreads through the courtroom when Policeman Calhoun, of the Third and De Lancy streets station, testified that Bennett told him to club the Carey crowd, as this action had the approval of the Mayor and the Director.

MEXICO TO EXPLORE OIL FIELD AGITATORS

MEXICO CITY, Oct. 2.—Foreign agitators who have been promoting strikes in the Tampico oil fields will be expelled from Mexico. Announcement to this effect was made by the government today. Although the strike situation is less serious than it was several weeks ago, there are still about 1000 men employed by the Peason Syndicate on strike.

LANCASTER'S SECOND DRAFTES LEAVE

LANCASTER, Pa., Oct. 2.—A large crowd gathered at the Pennsylvania Railroad Station this morning to see Lancaster County's second contingent of its quota of drafted men off for Camp Meade. They were twenty-five men, the remainder of the unit's quota of eighty-five men of No. 1 county district. The recruits gathered at the courthouse and paraded to the station.

WILLS PROBATED BY REGISTER

Wills probated today include those of Harry Hartman, 2115 West Cumberland street, which, in private bequest, disposed of property valued at \$27,000; Patricia B. Culbertson, 2120 Wood street, \$14,200; John Shepherd, 2205 North Rock creek street, \$4000, and Jonathan Ellis, 885 North Twenty-eighth street, \$3500.

MORE RECRUITS GO TODAY

Third Contingent of National Army Leaves for Camps

WASHINGTON, Oct. 2.—Men of the third contingent of National Army began moving today to the sixteen cantonments, where approximately one-half of the 87,000 selected men called out by the President already have been mobilized. Quotas now ready to leave home vary greatly, ranging from 17 to 40 per cent of the full State quotas, with a general average of between 10 and 25 per cent.

Secretary Baker indicated that no decision had been reached as to when a second call will be made. There are many deficiencies to be filled up in the first draft, physical examination of the selected men by army doctors at the camps having resulted in many rejections. There appears to be some evidence of undue leniency by the civilian doctors who examined the men in certain sections, probably due largely to the desire of local boards to make a good showing in prompt filling of their quotas.

GIRL SCOUTS ORGANIZED IN READING

READING, Oct. 2.—Reading boasts of the first organization of Girl Scouts, Miss Estella Rhoads, a school teacher, organized a troop of twenty-seven Girl Scouts at St. Andrew's Reformed Church today. The girls will do Red Cross work.

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Women's \$35.00 to \$37.50 Suits, now \$16.50

Women's \$40.00 to \$45.00 Suits, now \$18.50

Women's \$47.50 to \$50.00 Suits, now \$21.50

Of serge, gunniburl, wool velour, tricotine, burella, gabardine and wool poplin. Black, navy blue, tan and some sports colors.

10,000 Pairs of Women's \$1.10

\$1.50 to \$4.00 Gloves

More remarkable than the wonderful sale of last October! There has been a further stoppage of channels of foreign trade since then, but we have received our importations with more or less regularity, and, in addition to our regular orders, have bought special lots from time to time with this occasion in mind. We have 10,000 pairs for this notable sale, American-made and imported, as follows:

\$1.75 and \$2.00 Washable Cape Gloves, outseam, 1-clasp, sand and ivory shades—\$1.10

\$1.75 and \$2.00 Washable Cape Gloves, 1-clasp, outseam, in pearl white—now \$1.10

\$1.75 and \$2.00 Washable Cape Gloves, 1-clasp, outseam, in tan—now \$1.10

\$1.85 Washable English Doeskin Gloves, white, pique-sewn, 2-button—now \$1.10

\$1.75 and \$2.00 Washable Chamois Gloves, natural shade, outseam, 2-button—now \$1.10

\$1.75 and \$1.85 Suede Gloves, in gray, 2-clasp, overseam-sewn—now \$1.10

\$1.75 to \$2.50 Black Real French Kid Gloves, overseam and pique-sewn, 2-clasp—\$1.10

\$1.75 to \$2.50 White Real French Kid Gloves, overseam and pique-sewn—now \$1.10

\$2.50 Real French Kid Gloves; in black; 8-button length—now \$1.10

\$2.50 White Real French Kid Gloves, overseam, sizes 6 and 6 1/2 only; 8-button—\$1.10

\$4.00 White Real French Kid Gloves, 16-button length—now \$1.10

\$1.50 Washable Duplex Fabric Gloves, Fownes and Kayser make; strap wrist—\$1.10

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